



Practitioner's Docket No. 17396/09156

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Kohn (Monsanto Company)

Application No.: 10/658,923

Group No.: 1616

Filed: September 9, 2003

Examiner: Unknown

For: CONTROL OF SHOOT/FOLIAR FEEDING PESTS WITH PESTICIDE SEED TREATMENTS

Box DD

Commissioner for Patents

Washington, D.C. 20231

CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8(a)

I hereby certify that the attached correspondence comprising:

1. Information Disclosure Statement Transmittal Letter (1 page)
2. Information Disclosure Citation in an Application (1 page)
3. Enclosed References (14 each)
4. Return Postcard (1 page)

is being deposited with the United States Postal Service, with sufficient postage, as first class mail in an envelope addressed to:

Box DD

Commissioner for Patents

Washington, D.C. 20231

on May 5, 2004

Terry P. Ballew

Signature of person mailing paper



Docket No: 17396/09156

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Kohn (Monsanto Company))	Examiner: Unknown
)	
Serial No: 10/658,923)	Art Unit: 1616
)	
Filed: September 9, 2003)	Deposit Account: 50-2548
)	
Title: Control of Shoot/Foliar Feeding Pests With)	
Pesticide Seed Treatments)	

INFORMATION DISCLOSURE STATEMENT
TRANSMITTAL LETTER

BOX DD
Commissioner for Patents
Washington, DC 20231

Dear Sir:

Pursuant to 37 C.F.R 1.56, 1.97 and 1.98, applicant is submitting the art shown on the attached list for consideration by the Examiner. By submitting such items, applicant is not admitting that such items are prior art. Notation that the items have been considered is respectfully requested.

I, the person signing below, state that each item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement. 37 C.F.R. Section 1.97(e)(1).

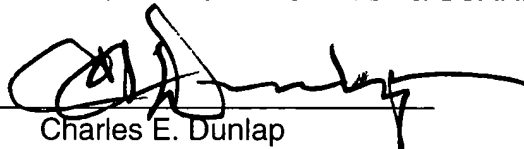
The Examiner is encouraged to contact the undersigned at his convenience should there be any questions regarding this matter or require any additional information.

Please charge any fees required or deposit any overpayment to Deposit Account No. 50-2548.

Respectfully requested,

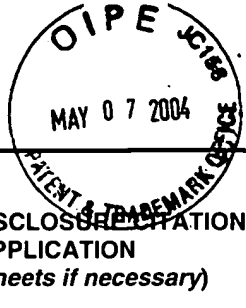
NELSON MULLINS RILEY & SCARBOROUGH

May 5, 2004
Date



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Form PTO-1449 INFORMATION DISCLOSURE CITATION IN AN APPLICATION <i>(Use several sheets if necessary)</i>		Docket Number Optional 17396/09156		Application Number 10/658,923	
		Applicant Frank C. Kohn		Filing Date 09/09/03	
		Examiner Unknown		Group Art Unit Unknown	

U.S. PATENT DOCUMENTS												
REF	DOCUMENT NUMBER							DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
A1	4	2	7	2	2	7	6	6/9/81	Szejtli et al.	71	76	5/21/79
A2	5	6	9	6	1	4	4	12/9/97	Royalty et al.	514	404	5/1/95
A3	5	8	4	9	3	2	0	12/15/98	Turnblad et al.	424	410	6/13/96
A4	5	8	7	6	7	3	9	3/2/99	Turnblad et al.	424	408	6/23/97
A5	5	8	7	7	0	1	2	3/2/99	Estruch et al.	435	252.3	4/3/97
A6	5	9	5	0	3	6	0	9/14/99	Heinrich et al.	47	58.1	11/7/96

FOREIGN PATENT DOCUMENTS							
	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	Translation	
						YES	NO
B1	DE 4220931A1	5.1.94	Germany	A01C	1/08		
B2	WO 95/31889	30.11.95	PCT	A01C	1/06		
B3	GB2333043A	14.7.99	Great Britain	A01N	25/00		
B4	WO 99/09830	4.3.99	PCT	A01N	47/24		
B5	EP 0091213 A2	12.10.83	Khan	A01N	25/12		

OTHER DOCUMENTS <i>(Including Author, Title, Date, Pertinent Pages, Etc.)</i>		
C1	FORCE 3G Insecticide, brochure published by Zeneca Ag Products, Wilmington, DE, 7/98	
C2	Edgington, L.V., et al., Systemic Fungicides: Theory, Uptake, and Translocation, Ontario, Canada	
C3	Graham-Bryce, I.J., et al., Interactions of Pyrimidine Fungicides With Soil and Their Influence on Uptake by Plants, in Proc. 6 th Br. Insectic. Fungic. Conf., pp. 419-430, (1971)	
C4	FORCE 30 CS Insecticide, Material Safety Data Sheet, marked as received at EPA July 16, 1996	
C5	Nu-Gro RAZE, brochure, Wilbur-Ellis Company, no apparent date of publication	
C6	WARRIOR Insecticide – with Zeon Technology, brochure published by Zeneca Ag Products, Wilmington, DE, 8/98	
C7	ABSTRACT XP002153171, ABSTRACT OF JP8280210 TO NISSAN CHEM IND LTD, Published 10/29/96	
C8	ABSTRACT XP000943435, Gouger, et al., BCPD, Pests and Diseases, 3:1143-1150 (1986)	
C9	Singh et al., Indian Journal of Agricultural Sciences, 58(10): 783-785 (October 1988)	

EXAMINER	DATE CONSIDERED
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EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP § 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to the applicant.